

ADRMOP, CLOSED, E-Filing

U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:08-cv-00053-PJH
Internal Use Only

Saad et al v. Guidant Corporation et al

Assigned to: Hon. Phyllis J. Hamilton

Case in other court: San Francisco County Superior Court, CGC 7-
468614

Cause: 28:1441 Petition for Removal- Personal Injury

Date Filed: 01/04/2008

Date Terminated: 03/07/2008

Jury Demand: Defendant

Nature of Suit: 365 Personal Inj. Prod.

Liability

Jurisdiction: Diversity

Plaintiff

Seta Saad

*individually and as representatives of the
Estate of Raymond Saad*

represented by **Donald S. Edgar**

Edgar Law Firm

408 College Avenue

Santa Rosa, CA 95401

707- 545-3200

Fax: 707-578-3040

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Jeremy R. Fietz

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Rex Grady

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Plaintiff

Christian E. Saad

individually and as representatives of the

represented by **Donald S. Edgar**

(See above for address)

Estate of Raymond Saad

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jeremy R. Fietz
(See above for address)
LEAD ATTORNEY
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Rex Grady
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V.

Defendant

Guidant Corporation

represented by **Dana Nicole Gwaltney**
Shook Hardy & Bacon L.L.P.
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Suite 600
San Francisco, CA 94104-2828
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Sara J. Romano
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333 Bush St., Suite 600
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(415) 544-1900
Fax: (415) 391-0281
TERMINATED: 02/08/2008
ATTORNEY TO BE NOTICED

Defendant

Guidant Sales Corporation

represented by **Dana Nicole Gwaltney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mia Ottilia Solvesson
(See above for address)
ATTORNEY TO BE NOTICED

Sara J. Romano
(See above for address)
TERMINATED: 02/08/2008
ATTORNEY TO BE NOTICED

Defendant

Cardiac Pacemakers, Inc.

represented by **Dana Nicole Gwaltney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mia Ottilia Solvesson
(See above for address)
ATTORNEY TO BE NOTICED

Sara J. Romano
(See above for address)
TERMINATED: 02/08/2008
ATTORNEY TO BE NOTICED

Defendant

Boston Scientific Corporation

represented by **Dana Nicole Gwaltney**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mia Ottilia Solvesson
(See above for address)
ATTORNEY TO BE NOTICED

Sara J. Romano
(See above for address)
TERMINATED: 02/08/2008
ATTORNEY TO BE NOTICED

Defendant

Ashley & McMullen-Wing Sun Mortuary
a business entity form unknown

represented by **Merrilee C. Miller**
Law Offices of William J. Diffenderfer
One Market, Spear Tower
Suite 2150
San Francisco, CA 94105
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LEAD ATTORNEY

ATTORNEY TO BE NOTICED**Defendant**

Ashley & McMullen
a business entity form unknown

represented by **Merrilee C. Miller**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/04/2008	#1	NOTICE OF REMOVAL /no process from San Francisco County Superior. Their case number is CGC-07468614. (Filing fee \$350 receipt number 34611014157). Filed by Guidant Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/07/2008)
01/04/2008	#2	Certificate of Interested Entities by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re #1 Notice of Removal, (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/07/2008)
01/04/2008	#3	Disclosure Statement re #1 Notice of Removal, filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/07/2008)
01/04/2008	#4	NOTICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re #1 Notice of Removal, (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/07/2008)
01/04/2008	#5	ADR SCHEDULING ORDER: Case Management Conference set for 4/10/2008 10:00 AM. Case Management Statement due by 4/3/2008.. Signed by Judge Maria-Elena James on 1/4/08. (Attachments: # #1 Judge James Standing Order, # #2 Court Standing Order, # #3 Consent/Decline Form)(ga, COURT STAFF) (Filed on 1/4/2008) (Entered: 01/07/2008)
01/04/2008	#6	CASE DESIGNATED for Electronic Filing. (ga, COURT STAFF) (Filed on 1/4/2008) (Entered: 01/07/2008)
01/04/2008	#8	NOTICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re #1 Notice of Removal, (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/08/2008)
01/04/2008	#9	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re #1 Notice of Removal, #3 Statement of Non-Opposition, #2 Certificate of Interested Entities, #4 Notice (Other) (ga, COURT STAFF) (Filed on 1/4/2008) (far, COURT STAFF). (Entered: 01/08/2008)
01/07/2008	#6	Declination to Proceed Before a U.S. Magistrate Judge by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Romano, Sara) (Filed on 1/7/2008) (Entered: 01/07/2008)
01/07/2008	#7	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re #6 Declination to Proceed Before a U.S. Magistrate Judge, #5 ADR Scheduling Order, (Romano, Sara) (Filed on

		1/7/2008) (Entered: 01/07/2008)
01/10/2008	● 10	MOTION to Stay <i>Pending Transfer to MDL Court</i> filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. Motion Hearing set for 2/21/2008 10:00 AM in Courtroom B, 15th Floor, San Francisco. (Solvesson, Mia) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/10/2008	● 11	Declaration of Mia O. Solvesson in Support of 10 MOTION to Stay <i>Pending Transfer to MDL Court</i> filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Related document(s) 10) (Solvesson, Mia) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/10/2008	● 12	Proposed Order re 10 MOTION to Stay <i>Pending Transfer to MDL Court</i> by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Solvesson, Mia) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/10/2008	● 13	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 12 Proposed Order, 11 Declaration in Support, 10 MOTION to Stay <i>Pending Transfer to MDL Court</i> (Solvesson, Mia) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/15/2008	● 14	CLERK'S NOTICE of Impending Reassignment to U.S. District Judge (bjt, COURT STAFF) (Filed on 1/15/2008) (Entered: 01/15/2008)
01/15/2008	● 15	ORDER REASSIGNING CASE. Case reassigned to Judge Hon. Phyllis J. Hamilton for all further proceedings. Judge Magistrate Judge Maria-Elena James no longer assigned to the case.. Signed by Executive Committee on 1/15/08. (as, COURT STAFF) (Filed on 1/15/2008) (Entered: 01/15/2008)
01/15/2008	● 16	CASE MANAGEMENT SCHEDULING ORDER: Case Management Statement due by 4/3/2008. Case Management Conference set for 4/10/2008 02:30 PM.. Signed by Judge Phyllis J. Hamilton on 1/15/08. (fj, COURT STAFF) (Filed on 1/15/2008) (Entered: 01/15/2008)
01/15/2008	● 17	NOTICE OF MOTION AND MOTION to Remand; MEMORANDUM OF POINTS AND AUTHORITIES filed by Seta Saad, Christian E. Saad. Motion Hearing set for 2/20/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (Fietz, Jeremy) (Filed on 1/15/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/15/2008)
01/15/2008	● 18	Declaration of Jeremy R. Fietz In Support of 17 Motion To Remand filed by Seta Saad, Christian E. Saad. (Fietz, Jeremy) (Filed on 1/15/2008) Modified on 1/16/2008 (far, COURT STAFF). (Entered: 01/15/2008)
01/15/2008	● 19	Proposed Order Granting 17 Motion For Remand by Seta Saad, Christian E. Saad. (Fietz, Jeremy) (Filed on 1/15/2008) Modified on 1/16/2008 (far, COURT STAFF). (Entered: 01/15/2008)
01/16/2008	● 20	CLERK'S NOTICE re: Notice of Removal 1 , Certificate of Interested Entities 2 , Disclosure Statement 3 , Notice 4 , Notice 8 and Certificate of Service 9 ; Failure to E-File and/or Failure to Register as an E-Filer (far, COURT STAFF) (Filed on 1/16/2008) (Entered: 01/16/2008)
01/16/2008	● 21	RE-NOTICE of MOTION 10 and MOTION to Stay Pending Transfer to MDL Court

		filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. Motion Hearing set for 2/20/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (Solvesson, Mia) (Filed on 1/16/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/16/2008)
01/16/2008	● 22	Declaration of Mia O. Solvesson in Support of 21 MOTION to Stay <i>pending Transfer to MDL Court</i> filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Related document(s) 21) (Solvesson, Mia) (Filed on 1/16/2008) (Entered: 01/16/2008)
01/16/2008	● 23	Proposed Order re 21 MOTION to Stay <i>pending Transfer to MDL Court</i> by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Solvesson, Mia) (Filed on 1/16/2008) (Entered: 01/16/2008)
01/16/2008	● 24	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 23 Proposed Order, 22 Declaration in Support, 21 MOTION to Stay <i>pending Transfer to MDL Court</i> (Solvesson, Mia) (Filed on 1/16/2008) (Entered: 01/16/2008)
01/16/2008	●	Set/Reset Deadlines as to 10 MOTION to Stay <i>Pending Transfer to MDL Court</i> . Motion Hearing set for 2/20/2008 09:00 AM. (far, COURT STAFF) (Filed on 1/16/2008) (Entered: 01/30/2008)
01/16/2008	●	(Court only) ***Motions terminated: 10 MOTION to Stay <i>Pending Transfer to MDL Court</i> filed by Boston Scientific Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Guidant Corporation. (far, COURT STAFF) (Filed on 1/16/2008) (Entered: 01/30/2008)
01/30/2008	● 25	JOINDER in Plaintiffs' Opposition to The Guidant Defendants' Motion to Stay Pending Transfer to MDL Court by Ashley & McMullen-Wing Sun Mortuary, Ashley & McMullen. (Hague, Merrilee) (Filed on 1/30/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/30/2008)
01/30/2008	● 26	JOINDER in 17 Plaintiffs' Motion for Remand by Ashley & McMullen-Wing Sun Mortuary, Ashley & McMullen. (Hague, Merrilee) (Filed on 1/30/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/30/2008)
01/30/2008	● 27	DECLARATION of Merrilee C. Miller in Support of 26 Joinder by Ashley & McMullen-Wing Sun Mortuary, Ashley & McMullen. (Hague, Merrilee) (Filed on 1/30/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/30/2008)
01/30/2008	● 28	OPPOSITION to 17 MOTION to Remand filed by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K)(Related document(s) 17) (Gwaltney, Dana) (Filed on 1/30/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/30/2008)
01/30/2008	● 29	PROPOSED ORDER denying 17 Plaintiffs' Motion to Remand by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation. (Gwaltney, Dana) (Filed on 1/30/2008) Modified on 1/30/2008 (far, COURT STAFF). (Entered: 01/30/2008)

01/30/2008	• 30	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 28 Memorandum in Opposition, 29 Proposed Order (Gwaltney, Dana) (Filed on 1/30/2008) (Entered: 01/30/2008)
02/04/2008	• 31	NOTICE of Issuance of Conditional Transfer Order No. 50 by Judicial Panel on Multidistrict Litigation by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation (Attachments: # 1 Exhibit A) (Solvesson, Mia) (Filed on 2/4/2008) Modified on 2/6/2008 (far, COURT STAFF). (Entered: 02/04/2008)
02/04/2008	• 32	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 31 Notice (Other), Notice (Other) (Solvesson, Mia) (Filed on 2/4/2008) (Entered: 02/04/2008)
02/04/2008	• 33	NOTICE That This Case is Not Transferred and This Court Still Has Jurisdiction by Seta Saad, Christian E. Saad (Fietz, Jeremy) (Filed on 2/4/2008) Modified on 2/6/2008 (far, COURT STAFF). (Entered: 02/04/2008)
02/04/2008	• 34	ORDER by Judge Hamilton finding as moot 17 Motion to Remand; granting 21 Motion to Stay (pjhl1, COURT STAFF) (Filed on 2/4/2008) (Entered: 02/04/2008)
02/04/2008	• 35	REPLY in Support of 17 Plaintiffs' Motion for Remand filed by Seta Saad, Christian E. Saad. (Fietz, Jeremy) (Filed on 2/4/2008) Modified on 2/6/2008 (far, COURT STAFF). (Entered: 02/04/2008)
02/04/2008	• 36	SUPPLEMENTAL DECLARATION of Jeremy R. Fietz in Support of 17 Motion For Remand filed by Seta Saad, Christian E. Saad. (Fietz, Jeremy) (Filed on 2/4/2008) Modified on 2/6/2008 (far, COURT STAFF). (Entered: 02/04/2008)
02/04/2008	• 37	ADMINISTRATIVE MOTION to Have 17 Motion For Remand Heard filed by Seta Saad, Christian E. Saad. (Fietz, Jeremy) (Filed on 2/4/2008) Modified on 2/6/2008 (far, COURT STAFF). (Entered: 02/04/2008)
02/08/2008	• 38	NOTICE by of Withdrawal of Sara J. Romano as counsel of record Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation (Solvesson, Mia) (Filed on 2/8/2008) Modified on 2/8/2008 (far, COURT STAFF). (Entered: 02/08/2008)
02/08/2008	• 39	CERTIFICATE OF SERVICE by Guidant Corporation, Guidant Sales Corporation, Cardiac Pacemakers, Inc., Boston Scientific Corporation re 38 Notice (Other) (Solvesson, Mia) (Filed on 2/8/2008) (Entered: 02/08/2008)
02/08/2008	• 40	ORDER by Judge Hamilton denying 37 Motion to Reopen Case (pjhl1, COURT STAFF) (Filed on 2/8/2008) (Entered: 02/08/2008)
03/07/2008	• 41	ORDER LIFTING STAY OF CONDITIONAL TRANSFER ORDER (MDL No. 1708) signed for The Panel: Jeffery N. Luthi. Case transferred to the USDC, District of Minnesota (Case Number 08-570 DWF/AJB) (far, COURT STAFF) (Filed on 3/7/2008) (Entered: 03/11/2008)
03/07/2008	•	(Court only) ***Civil Case Terminated. (far, COURT STAFF) (Filed on 3/7/2008) (Entered: 03/11/2008)

03/11/2008

 42CLERK'S LETTER to the USDC, District of Minnesota re transfer of case. (far,
COURT STAFF) (Filed on 3/11/2008) (Entered: 03/11/2008)